[No. 179]

(HB 5185)

AN ACT to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties," by amending section 6 (MCL 752.796), as amended by 1996 PA 326.

The People of the State of Michigan enact:

- 752.796 Use of computer program, computer, computer system, or computer network to commit crime. [M.S.A. 28.529(6)]
- Sec. 6. (1) A person shall not use a computer program, computer, computer system, or computer network to commit, attempt to commit, conspire to commit, or solicit another person to commit a crime.
- (2) This section does not prohibit a person from being charged with, convicted of, or punished for any other violation of law committed by that person while violating or attempting to violate this section, including the underlying offense.
- (3) This section applies regardless of whether the person is convicted of committing, attempting to commit, conspiring to commit, or soliciting another person to commit the underlying offense.

Effective date.

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted.

Conditional effective date.

Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 90th Legislature are enacted into law:

- (a) Senate Bill No. 893.
- (b) Senate Bill No. 894.
- (c) House Bill No. 5186.
- (d) House Bill No. 5187.

This act is ordered to take immediate effect.

Approved June 20, 2000.

Filed with Secretary of State June 20, 2000.

Compiler's note: The bills referred to in enacting section 2 were enacted into law as follows:
Senate Bill No. 893 was filed with the Secretary of State June 20, 2000, and became P.A. 2000, No. 184, Eff. Sept. 18, 2000.
Senate Bill No. 894 was filed with the Secretary of State June 20, 2000, and became P.A. 2000, No. 185, Eff. Sept. 18, 2000.
House Bill No. 5186 was filed with the Secretary of State June 20, 2000, and became P.A. 2000, No. 180, Eff. Sept. 18, 2000.
House Bill No. 5187 was filed with the Secretary of State June 20, 2000, and became P.A. 2000, No. 181, Eff. Sept. 18, 2000.